

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT of INDIANACIVIL ACTION NO. 1:22-cv-01217-SEB-DML

JOEY KIMBROUGH,

Plaintiff,

v.

SNAP-ON CREDIT LLC;

EXPERIAN INFORMATION
SOLUTIONS, INC.;

Defendants.

FILED**11:31 am, Jul 29, 2022**U.S. DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
Roger A.G. Sharpe, Clerk**Motion to Strike Defendant “SNAP-ON CREDIT LLC’s” ANSWER**

COMES NOW Plaintiff Joey Kimbrough (“Kimbrough”), Pro Se, pursuant to
Local Rule 83-6, allege and say the following:

Statement of Facts

1. On or about 6/15/2022 Kimbrough filed a *Complaint* against SNAP-ON CREDIT LLC (“Snap-On”) and *proposed Summons* for the same with this Court (DKT.1).
2. On or about 6/22/2022 this honorable Court issued *Summons* for Snap-On (DKT. 4).
3. On or about 7/1/2022 Kimbrough filed *Notice of Service* with the Court as to Snap-On (DKT. 7).

4. On or about 7/6/2022 Joseph D. Kern (“Kern”) filed an *appearance* on behalf of Snap-On (DKT. 9).
5. On or about 7/6/2022 Defendant Snap-On filed a *Notice of Parties’ First Extension of Time* by Kern (DKT. 10).
6. On or about 7/6/2022 the Clerk of this Court sent *Notice to File Corporate Disclosure Statement* to Snap-On (DKT. 12).
7. On or about 7/14/2022 the Corporate Disclosure Statement by Snap-On was filed by and for Kern (DKT. 16).
8. On or about 7/27/2022 Snap-On filed an *Answer* to Plaintiff’s Complaint along with *Affirmative Defenses* by and through Kern.
9. It is through belief and discovery that Kern is not on the *Roll of Attorneys* as held by the Indiana Supreme Court (“Exhibit A”).
10. It is through belief and discovery that the Indiana Supreme Court Board of Law Examiners requires all attorneys maintaining a cause or practicing law in the State of Indiana to be on the *Roll of Attorneys*.
11. Pursuant to Local Rule 83-6 – *Pro Hac Vice* Admission, of this honorable court, states the following:
 - 1) (a) **Authority to Represent Parties in a Case.** “An attorney who is not a member of the bar of the court may represent parties in a case if the nonmember has paid any required *pro hac vice* admission to the clerk of the court and been granted leave by the court to appear *pro hac vice* in the case
12. It is through belief and discovery that attorney Kern has not applied for *pro hac vice* admission through proper Motion, payment of required fee, and not been granted proper Leave by this court to proceed *pro hac vice*.

WHEREAS, Plaintiff prays for the following relief by way of this Court’s Order:

1. Declaratory Judgment that attorney Kern does not have the proper standing of this honorable Court to file an Answer for Defendant Snap-On Credit LLC.
2. For any other relief that this honorable Court deems as just and fitting.

Respectfully submitted,

/s/ Joey Kimbrough
Joey Kimbrough, Plaintiff
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Certificate of Service

I hereby certify that on July 29th, 2022, I electronically filed the foregoing with the Clerk of the Court by email with attachments as is required by the Court. I also certify that the foregoing was emailed to the following attorneys of record the same:

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